

O I P E  
FEB 28 2008  
U.S. PATENT & TRADEMARK OFFICE

PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|  |   |                        |                    |
|--|---|------------------------|--------------------|
|  |   | Application Number     | 10/705,615         |
|  |   | Filing Date            | 11/10/2003         |
|  |   | First Named Inventor   | Wang et al.        |
|  |   | Art Unit               | 1744               |
|  |   | Examiner Name          | BENISER, William   |
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | ACE-00101.P.1.2-US |

| ENCLOSURES (Check all that apply)   |  |  |  |
|---|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached   | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):<br>1) Forms 1449<br>2) Return postcard |  |
| <input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)  | <input type="checkbox"/> Landscape Table on CD   |  |  |
| <input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request  | <input type="checkbox"/> Remarks   |  |  |
| <input type="checkbox"/> Information Disclosure Statement   |  |  |  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 |  |  |  |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | David R. Preston & Associates   |          |        |
| Signature    |  |          |        |
| Printed name | David R Preston   |          |        |
| Date         | Feb 26, 2008  | Reg. No. | 38,710 |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

|                       |   |
|-----------------------|---|
| Signature             |  |
| Typed or printed name | Reza Saveri   |
| Date                  | 2-26-08   |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEB 28 2008

14-352  
PATENT & TRADEMARK OFFICEPTO/SB/17 (07-07)  
Approved for use through 06/30/2010. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2007

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

0.00

## Complete if Known

|                      |                    |
|----------------------|--------------------|
| Application Number   | 10/705,615         |
| Filing Date          | 11/10/2003         |
| First Named Inventor | Xiaobo Wang        |
| Examiner Name        | BEISNER, William   |
| Art Unit             | 1744               |
| Attorney Docket No.  | ACE-00101.P.1.2-US |

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 501321 Deposit Account Name: David R Preston & Assoc

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |                       | SEARCH FEES |                       | EXAMINATION FEES |                       | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)         | Small Entity Fee (\$) |                |
| Utility          | 300         | 150                   | 500         | 250                   | 200              | 100                   | _____          |
| Design           | 200         | 100                   | 100         | 50                    | 130              | 65                    | _____          |
| Plant            | 200         | 100                   | 300         | 150                   | 160              | 80                    | _____          |
| Reissue          | 300         | 150                   | 500         | 250                   | 600              | 300                   | _____          |
| Provisional      | 200         | 100                   | 0           | 0                     | 0                | 0                     | _____          |

## 2. EXCESS CLAIM FEES

## Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Small Entity |          |
|--------------|--------------|----------|---------------|--------------|----------|
|              |              |          |               | Fee (\$)     | Fee (\$) |
| - 20 or HP = | x            | =        |               | 50           | 25       |

HP = highest number of total claims paid for, if greater than 20.

| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims |               |
|---------------|--------------|----------|---------------|---------------------------|---------------|
|               |              |          |               | Fee (\$)                  | Fee Paid (\$) |
| - 3 or HP =   | x            | =        |               |                           |               |

HP = highest number of independent claims paid for, if greater than 3.

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| - 100 =      | / 50 =       | (round up to a whole number) x                   | =        |               |

## 4. OTHER FEE(S)

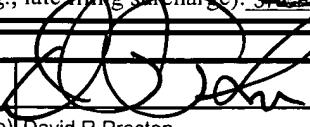
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 37 CFR 1.17(e) information disclosure statement

Fees Paid (\$)

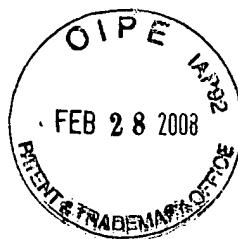
400.00

## SUBMITTED BY

|                   |   |   |                        |
|-------------------|---|---|------------------------|
| Signature         |  | Registration No.<br>(Attorney/Agent) 38,710 | Telephone 858-724-0375 |
| Name (Print/Type) | Date 2/26/08  |   |                        |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patent  
Docket Number: ACE-00101.P.1.2-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: )  
Wang et al. ) Examiner: William Beisner  
Application No.: 10/705,615 ) Art Unit: 1744  
Filed: November 10, 2003 )  
For: IMPEDANCE BASED )  
APPARATUSES AND METHODS )  
FOR ANALYZING CELLS AND )  
PARTICLES )

Commissioner for Patents  
Alexandria, VA 22313

## INFORMATION DISCLOSURE STATEMENT

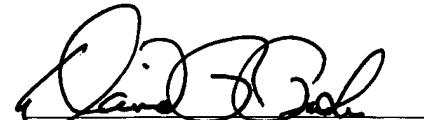
Sir:

This Information Disclosure Statement is being filed before the mailing of a First Office Action on the merits after the Request for Continued Examination (RCE). Thus, no fee is deemed necessary

Applicants provide herewith a listing of references labeled Form 1449. References cited on Form 1449 are published US patent documents, thus filing the paper copy of the references are not required under 37 CFR § 1.98(a)(2).

Please apply any charges not covered, or any credits, to Deposit Account number 501321 in the name of David R. Preston & Associates, having Customer Number 24232.

Respectfully submitted,



David R. Preston  
Reg. No. 38,710

Date: Feb 26, 2008  
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